

1 Sean O. Anderson  
2 Legal Officer  
2 NATIONAL PARK SERVICE  
3 Legal Office  
3 P.O. Box 517  
4 Yosemite, California 95389  
4 Telephone: (209) 372-0241  
5  
6  
7

8 UNITED STATES DISTRICT COURT  
9 EASTERN DISTRICT OF CALIFORNIA

10  
11 UNITED STATES OF AMERICA,  
12 Plaintiff,  
13 v.  
14  
15 JAMES W. KEARNEY,  
16 Defendant.

Docket Number 6:20-mj-00017-JDP

**MOTION TO DISMISS; AND ORDER  
THEREON**

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18 Pursuant to Rule 48 of the Federal Rules of Criminal Procedure, and by leave of the Court  
19 endorsed hereon, the United States hereby moves the Court for an order of dismissal of case 6:20-  
20 *mj-00017-JDP*, without prejudice and in the interest of justice.

21  
22 Respectfully submitted,

23  
24 McGREGOR SCOTT  
25 United States Attorney

26 Dated: November 18, 2020

/S/ Sean O. Anderson  
27 SEAN O. ANDERSON  
28 Legal Officer  
Yosemite National Park

1 ORDER  
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Upon Motion of the United States, the above referenced matter *United States v. Kearney*  
case no. 6:20-mj-00017-JDP, is dismissed without prejudice, in the interest of justice.  
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IT IS SO ORDERED.  
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Dated: November 18, 2020

  
HELENA M. BARCH-KUCHTA  
UNITED STATES MAGISTRATE JUDGE  
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